

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	Civil No. 04-71303
)	
ROBERT W. MATHUS, et al.,)	Hon. Avern Cohn
)	Magistrate Judge Whalen
Defendants.)	

**STIPULATED DISCLAIMER OF INTEREST AND DISMISSAL OF DEFENDANT
STATE OF MICHIGAN DEPARTMENT OF TREASURY, ONLY**

The United States of America and the State of Michigan Department of Treasury, by their undersigned counsel, hereby stipulate and agree as follows:

1. That the State of Michigan Department of Treasury disclaims all right, title or interest in the subject property located at 2005 W. Albain Road, Monroe, Michigan, which is more fully described as:

Part of the Northwest 1/4 of Section 8, Town 7, South, Range 8 East, described as follows: Commencing at a point on the center line of Albain Road, which is 2667.4 feet North 88 degrees 45 minutes 38 seconds West and 417.7 feet North 88 degrees 15 minutes 32 seconds West from the Northeast corner of said Section 8 as monumented by a railroad spike; thence South 01 degrees 41 minutes 55 seconds West 1282.00 feet; thence South 88 degrees 15 minutes 32 seconds East 340.00 feet; thence South 01 degrees 41 minutes 55 seconds West 1405.72 feet; thence North 89 degrees 08 minutes 46 seconds West 831.91 feet; thence North 01 degrees 45 minutes 38 seconds East 340.61 feet; thence South 88 degrees 15 minutes 32 seconds East 406.45 feet; thence North 01 degrees 41 minutes 55 seconds East 1078.00 feet; thence South 88 degrees 15 minutes 32 seconds East 10.00 feet; thence North 01 degrees 41 minutes 55 seconds East 1282.00 feet; thence South 38 degrees 15 minutes 32 seconds East 75 feet to the point of beginning.

2. That this action shall be dismissed with respect to the defendant State of Michigan Department of Treasury, only, with prejudice and without costs or attorneys' fees.

FOR UNITED STATES OF AMERICA,
PLAINTIFF

s/ Elizabeth Lan Davis
ELIZABETH LAN DAVIS
Trial Attorney, Tax Division
U.S. Department of Justice
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FOR STATE OF MICHIGAN
DEPARTMENT OF TREASURY,
DEFENDANT

s/Suann Cochran (w/fax consent 6-10-05)
SUANN COCHRAN
State of Michigan
Assistant Attorney General
Cadillac Place
3030 West Grand Boulevard
Detroit, Michigan 48202
Telephone: (313) 456-0140

**IT IS SO ORDERED this 16th
day of June, 2005.**

s/ Avern Cohn
HON. AVERN COHN
United States District Judge

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that service of the foregoing Stipulated Disclaimer of Interest and Dismissal of Defendant State of Michigan Department of Treasury, Only has been made upon the following by depositing a copy in the United States mail, postage prepaid, this 10th day of June, 2005:

Suann Cochran, Esquire
State of Michigan
Department of Attorney General
3030 W. Grand Boulevard
Suite 10-200
Detroit, Michigan 48202

s/ Elizabeth Lan Davis
ELIZABETH LAN DAVIS
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